IN THE HIGH COURT OF JUDICATURE
AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 1704 OF 2005
IN
SUIT NO.507 OF 2004
IN
SUMMARY SUIT NO.906 OF 2004

Usha Bharat Bhadra ...Plaintiff
Vs.
M/s. Angel-2 NX & Ors. ...Defendants

Mr.Rambhia for Plaintiff
Mr.Manoj Kathe i/b. Mr. T.J.Gohil for Defendants in support of motion.

CORAM: SMT. ROSHAN DALVI, J.
DATED: 30TH JUNE, 2006

P.C.

1. An ex-parte decree has been passed in the above suit. The defendants have applied to set it aside in this Notice of Motion. The defendants have deposited Rs.1,50,000/- to the credit of the suit. By consent that amount shall stay deposited in the suit until it is finally heard. The defendants are given leave to defend upon the deposit of the aforesaid amount. The Notice of Motion as well as Summons for Judgment No.106 of 2004 are disposed of accordingly.

2. The amount deposited in this suit shall be invested in any Nationalized bank initially for a period of 37 months. Defendants to file their written statement in the suit within 8 weeks.

(SMT.ROSHAN DALVI, J.)